

PCT

## REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only	
International Application No.	2004 / 014686
International Filing Date	23. 12. 2004 23 DEC 2004
EUROPEAN PATENT OFFICE PCT INTERNATIONAL APPLICATION Name of receiving Office and "PCT International Application"	
Applicant's or agent's file reference (if desired) (12 characters maximum) 32487P WO	

<b>Box No. I TITLE OF INVENTION</b>	
Method of producing lipid complexed camptothecin-carboxylate	
<b>Box No. II APPLICANT</b> <input type="checkbox"/> This person is also inventor	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)	Telephone No.
MediGene Oncology GmbH Lochhamer Str. 11 82152 Planegg/Martinsried DE	Facsimile No.
	Teleprinter No.
	Applicant's registration No. with the Office
State (that is, country) of nationality: DE	State (that is, country) of residence: DE
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input checked="" type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<b>Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)</b>	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)	This person is:
HAAS Heinrich Waltherstr. 28 80337 München DE	<input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
	Applicant's registration No. with the Office
State (that is, country) of nationality: DE	State (that is, country) of residence: DE
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input checked="" type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
<b>Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE</b>	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as:	<input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)	Telephone No.
WEICKMANN & WEICKMANN Postfach 860 820 81635 München DE	089/455 63-0
	Facsimile No.
	089/455 63-999
	Teleprinter No.
	Agent's registration No. with the Office
<input type="checkbox"/> Address for correspondence: Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

## Continuation of Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)

If none of the following sub-boxes is used, this sheet should not be included in the request.

Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)  <b>WELZ Christian</b> <b>Ludwig-Thoma-Str. 12</b> <b>82131 Stockdorf</b> <b>DE</b>		This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
State (that is, country) of nationality: <b>DE</b>		State (that is, country) of residence: <b>DE</b>
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box		
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)  <b>FICHERT Thomas</b> <b>Nachtigallenweg 5</b> <b>66649 Oberthal</b> <b>DE</b>		This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
State (that is, country) of nationality: <b>DE</b>		State (that is, country) of residence: <b>DE</b>
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box		
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)  <b>MEHRWALD Ralf</b> <b>Hauzenberger Str. 20 App. 813</b> <b>80687 München</b> <b>DE</b>		This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
State (that is, country) of nationality: <b>DE</b>		State (that is, country) of residence: <b>DE</b>
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box		
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.)  <b>PEYMANN Toralf</b> <b>Fürstenriederstr. 223</b> <b>81377 München</b> <b>DE</b>		This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
State (that is, country) of nationality: <b>DE</b>		State (that is, country) of residence: <b>DE</b>
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box		
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on another continuation sheet.		

**Supplemental Box***If the Supplemental Box is not used, this sheet should not be included in the request.***"ADDITIONAL REPRESENTATIVES"****Names**

Dipl.-Ing.	Franz Albert Weickmann
Dipl.-Chem.	Bernhard Huber
Dr.-Ing.	Horst Liska
Dipl.-Phys. Dr.	Jörg Prechtel
Dipl.-Chem. Dr.	Brigitte Böhm
Dipl.-Chem. Dr.	Wolfgang Weiß
Dipl.-Phys. Dr.	Johannes Tiesmeyer
Dipl.-Phys. Dr.	Markus Herzog
Dipl.-Phys.	Bernhard Ruttensperger
Dipl.-Phys. Dr.-Ing.	Volker Jordan
Dipl.-Chem. Dr.	Michael Dey

**Box No. V DESIGNATIONS**

The filing of this request constitutes under Rule 4.9(a), the designation of all Contracting States bound by the PCT on the international filing date, for the grant of every kind of protection available and, where applicable, for the grant of both regional and national patents.

However,

- ☐ DE Germany is not designated for any kind of national protection
- ☐ KR Republic of Korea is not designated for any kind of national protection
- ☐ RU Russian Federation is not designated for any kind of national protection

*(The check-boxes above may be used to exclude (irrevocably) the designations concerned in order to avoid the ceasing of the effect, under the national law, of an earlier national application from which priority is claimed. See the Notes to Box No. V as to the consequences of such national law provisions in these and certain other States.)*

**Box No. VI PRIORITY CLAIM**

The priority of the following earlier application(s) is hereby claimed:

Filing date of earlier application (day/month/year)	Number of earlier application	Where earlier application is:		
		national application: country or Member of WTO	regional application:* regional Office	international application: receiving Office
item (1) December 23, 2003 23.12.2003	03 029 813.7		EP	
item (2)				
item (3)				

☐ Further priority claims are indicated in the Supplemental Box.

The receiving Office is requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) (only if the earlier application was filed with the Office which for the purposes of this international application is the receiving Office) identified above as:

☒ all items    ☐ item (1)    ☐ item (2)    ☐ item (3)    ☐ other, see Supplemental Box

\* Where the earlier application is an ARIPO application, indicate at least one country party to the Paris Convention for the Protection of Industrial Property or one Member of the World Trade Organization for which that earlier application was filed (Rule 4.10(b)(ii)): . . . .

**Box No. VII INTERNATIONAL SEARCHING AUTHORITY**

Choice of International Searching Authority (ISA) (if two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used):

ISA / .....

Request to use results of earlier search; reference to that search (if an earlier search has been carried out by or requested from the International Searching Authority):

Date (day/month/year)                      Number                      Country (or regional Office)

**Box No. VIII DECLARATIONS**

The following declarations are contained in Boxes Nos. VIII (i) to (v) (mark the applicable check-boxes below and indicate in the right column the number of each type of declaration):

		Number of declarations
<input type="checkbox"/> Box No. VIII (i)	Declaration as to the identity of the inventor	:
<input type="checkbox"/> Box No. VIII (ii)	Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent	:
<input type="checkbox"/> Box No. VIII (iii)	Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application	:
<input checked="" type="checkbox"/> Box No. VIII (iv)	Declaration of inventorship (only for the purposes of the designation of the United States of America)	1
<input type="checkbox"/> Box No. VIII (v)	Declaration as to non-prejudicial disclosures or exceptions to lack of novelty	:

**Box No. VIII (iv) DECLARATION: INVENTORSHIP** (only for the purposes of the designation of the United States of America)  
*The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.*

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))  
 for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications: EP 03 029 813.7 filed December 23, 2003 .....

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: Haas Heinrich .....

Residence: München, DE .....

(city and either US state, if applicable, or country)

Mailing Address: Waltherstr. 28, 80337 München, DE .....

Citizenship: DE .....

Inventor's Signature: .....  
 (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: .....  
 (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name: Welz Christian .....

Residence: Stockdorf, DE .....

(city and either US state, if applicable, or country)

Mailing Address: Ludwig-Thoma-Str. 12, 82131 Stockdorf, DE .....

Citizenship: DE .....

Inventor's Signature: .....  
 (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: .....  
 (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

☒ This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".

**Fortsetzungsblatt für Felder VIII (i) bis (v) ERKLÄRUNG**

*Falls der Platz in einem der Felder VIII (i) bis (v) nicht für alle Angaben ausreicht, insbesondere im Falle, daß mehr als zwei Erfinder in Feld Nr. VIII (iv) aufgeführt werden: schreiben Sie "Fortsetzung von Feld Nr. VIII ..." (geben Sie die Ziffer des Feldes an) und machen Sie die erforderlichen Angaben entsprechend der in dem Feld, in dem der Platz nicht ausreicht, vorgeschriebenen Art und Weise. Falls hinsichtlich zweier oder mehr Erklärungen der Platz nicht ausreicht, sollten Sie jeweils ein separates Fortsetzungsblatt für jede Erklärung einreichen. Wird dieses Fortsetzungsblatt nicht benutzt, so sollte es dem Antrag nicht beigelegt werden.*

Name: ..... **Fichert Thomas** .....

Wohnsitz: ..... **Oberthal, DE** .....  
(Stadt und US-Staat, falls anwendbar, sonst Land)

Postanschrift: ..... **Nachtigallenweg 5, 66649 Oberthal, DE** .....

Staatsangehörigkeit: ..... **DE** .....

Unterschrift des Erfinders: .....  
(falls nicht bereits das Antragsformular unterschrieben wird oder falls die Erklärung nach Einreichung der internationalen Anmeldung nach Regel 26ter berichtigt oder hinzugefügt wird. Die Unterschrift muß die des Erfinders sein, nicht die des Anwalts)

Datum: .....  
(der Unterschrift, falls das Antragsformular nicht unterschrieben wird oder der Erklärung, die nach Regel 26ter nach Einreichung der internationalen Anmeldung berichtigt oder hinzugefügt wird)

Name: ..... **Mehrwald Ralf** .....

Wohnsitz: ..... **München, DE** .....  
(Stadt und US-Staat, falls anwendbar, sonst Land)

Postanschrift: ..... **Hauzenberger-Str. 20, App. 813, 80687 München, DE** .....

Staatsangehörigkeit: ..... **DE** .....

Unterschrift des Erfinders: .....  
(falls nicht bereits das Antragsformular unterschrieben wird oder falls die Erklärung nach Einreichung der internationalen Anmeldung nach Regel 26ter berichtigt oder hinzugefügt wird. Die Unterschrift muß die des Erfinders sein, nicht die des Anwalts)

Datum: .....  
(der Unterschrift, falls das Antragsformular nicht unterschrieben wird oder der Erklärung, die nach Regel 26ter nach Einreichung der internationalen Anmeldung berichtigt oder hinzugefügt wird)

Name: ..... **Peymann Toralf** .....

Wohnsitz: ..... **München, DE** .....  
(Stadt und US-Staat, falls anwendbar, sonst Land)

Postanschrift: ..... **Fürstenriederstr. 223, 81377 München, DE** .....

Staatsangehörigkeit: ..... **DE** .....

Unterschrift des Erfinders: .....  
(falls nicht bereits das Antragsformular unterschrieben wird oder falls die Erklärung nach Einreichung der internationalen Anmeldung nach Regel 26ter berichtigt oder hinzugefügt wird. Die Unterschrift muß die des Erfinders sein, nicht die des Anwalts)

Datum: .....  
(der Unterschrift, falls das Antragsformular nicht unterschrieben wird oder der Erklärung, die nach Regel 26ter nach Einreichung der internationalen Anmeldung berichtigt oder hinzugefügt wird)

Name: .....

Wohnsitz: .....  
(Stadt und US-Staat, falls anwendbar, sonst Land)

Postanschrift: .....

Staatsangehörigkeit: .....

Unterschrift des Erfinders: .....  
(falls nicht bereits das Antragsformular unterschrieben wird oder falls die Erklärung nach Einreichung der internationalen Anmeldung nach Regel 26ter berichtigt oder hinzugefügt wird. Die Unterschrift muß die des Erfinders sein, nicht die des Anwalts)

Datum: .....  
(der Unterschrift, falls das Antragsformular nicht unterschrieben wird oder der Erklärung, die nach Regel 26ter nach Einreichung der internationalen Anmeldung berichtigt oder hinzugefügt wird)

☐ Diese Erklärung wird auf dem folgenden Blatt fortgeführt, "Fortsetzungsblatt für Feld Nr. VIII (iv)".

**Box No. IX CHECK LIST; LANGUAGE OF FILING**

This international application contains:		This international application is accompanied by the following item(s) (mark the applicable check-boxes below and indicate in right column the number of each item):		Number of items
(a) in paper form, the following number of sheets:		1. <input checked="" type="checkbox"/> fee calculation sheet		1
request (including declaration sheets)	7	2. <input type="checkbox"/> original separate power of attorney		
description (excluding sequence listing and/or tables related thereto)	30	3. <input type="checkbox"/> original general power of attorney		
claims	3	4. <input type="checkbox"/> copy of general power of attorney; reference number, if any: .....		
abstract	1	5. <input type="checkbox"/> statement explaining lack of signature		
drawings	5	6. <input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): .....		
<b>Sub-total number of sheets</b>	<b>46</b>	7. <input type="checkbox"/> translation of international application into (language): .....		
sequence listing		8. <input type="checkbox"/> separate indications concerning deposited microorganism or other biological material		
tables related thereto		9. <input type="checkbox"/> sequence listing in computer readable form (indicate type and number of carriers)		
(for both, actual number of sheets if filed in paper form, whether or not also filed in computer readable form; see (c) below)		(i) <input type="checkbox"/> copy submitted for the purposes of international search under Rule 13ter only (and not as part of the international application)		
<b>Total number of sheets</b>	<b>46</b>	(ii) <input type="checkbox"/> (only where check-box (b)(i) or (c)(i) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Rule 13ter		
(b) <input type="checkbox"/> only in computer readable form (Section 801(a)(i))		(iii) <input type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the sequence listing mentioned in left column		
(i) <input type="checkbox"/> sequence listing		10. <input type="checkbox"/> tables in computer readable form related to sequence listing (indicate type and number of carriers)		
(ii) <input type="checkbox"/> tables related thereto		(i) <input type="checkbox"/> copy submitted for the purposes of international search under Section 802(b-quater) only (and not as part of the international application)		
(c) <input type="checkbox"/> also in computer readable form (Section 801(a)(ii))		(ii) <input type="checkbox"/> (only where check-box (b)(ii) or (c)(ii) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Section 802(b-quater)		
(i) <input type="checkbox"/> sequence listing		(iii) <input type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the tables mentioned in left column		
(ii) <input type="checkbox"/> tables related thereto		11. <input checked="" type="checkbox"/> other (specify): Declaration of Assignment of priority rights		1
Type and number of carriers (diskette, CD-ROM, CD-R or other) on which are contained the				
<input type="checkbox"/> sequence listing: .....				
<input type="checkbox"/> tables related thereto: .....				
(additional copies to be indicated under items 9(ii) and/or 10(ii), in right column)				

Figure of the drawings which should accompany the abstract:

Language of filing of the international application:

english

**Box No. X SIGNATURE OF APPLICANT, AGENT OR COMMON REPRESENTATIVE**

Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).

Dr. W. Weiß

23. Dez. 2004

For receiving Office use only		2. Drawings: <input checked="" type="checkbox"/> received:  <input type="checkbox"/> not received:
1. Date of actual receipt of the purported international application:	23.12.04	
3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:	23 DEC 2004	
4. Date of timely receipt of the required corrections under PCT Article 11(2):		
5. International Searching Authority (if two or more are competent): ISA /	6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid	

For International Bureau use only

Date of receipt of the record copy by the International Bureau: